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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

- - - - -X

CHARLES HEATH,

Plaintiff,

-against-

JOANNE B. BARNHART,
Commissioner of Social Security,

Defendant.

- - - - -X

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

★ DEC 6 7 2005 ★

BROOKLYN OFFICE

STIPULATION AND ORDER
REGARDING ATTORNEY FEES

Civil Action
CV-04-2926

(Block, J.)

IT IS HEREBY STIPULATED AND AGREED by and between
counsel for the Plaintiff and counsel for the Defendant, that
plaintiff's motion for attorney fees under the Equal Access to
Justice Act, 28 U.S.C. § 2412, is hereby withdrawn.

IT IS FURTHER STIPULATED AND AGREED by and between
counsel for the Plaintiff and counsel for the Defendant, that
Plaintiff's counsel is hereby awarded \$5,562.00 (Five Thousand
Five Hundred and Sixty Two Dollars and No Cents) in attorney
fees. Such award is made in full satisfaction of his claim for

Heath v. Barnhart, CV-04-2926

attorney fees pursuant to 28 U.S.C. § 2412, the Equal Access to Justice Act.

Dated: Brooklyn, New York
November , 2005

BINDER & BINDER, P.C.
Attorneys for Plaintiff
215 Park Avenue South, 6th Fl.
New York, New York 10003

By: 

CHARLES E. BINDER, ESQ. (CEB5989)
(212) 677-6801

Dated: Brooklyn, New York
November , 2005

ROSLYNN R. MAUSKOPF
United States Attorney
Eastern District of New York
Attorney for Defendant
One Pierrepont Plaza, 14th floor
Brooklyn, New York 11201

By: 

ORELIA MERCHANT (OM 717)
Assistant U.S. Attorney
(718) 254-6058

SO ORDERED:


Honorable Frederic Block
United States District Chief Judge

12/26/05